

NOTICES OF PROPOSED RULEMAKING Initiated After January 1, 1995

Unless exempted by A.R.S. § 41-1005, each agency shall begin the rulemaking process by first filing a Notice of Proposed Rulemaking, containing the preamble and the full text of the rules, with the Secretary of State's Office. The Secretary of State shall publish the notice along with the Preamble and the full text in the next available issue of the *Arizona Administrative Register*.

Under the Administrative Procedure Act (A.R.S. § 41-1001 *et seq.*), an agency must allow at least 30 days to elapse after the publication of the Notice of Proposed Rulemaking in the *Register* before beginning any proceedings for adoption, amendment, or repeal of any rule. A.R.S. §§ 41-1013 and 41-1022.

NOTICE OF PROPOSED RULEMAKING

TITLE 19. ALCOHOL, HORSE AND DOG RACING, LOTTERY, AND GAMING

CHAPTER 3. ARIZONA STATE LOTTERY COMMISSION

PREAMBLE

1. Sections Affected
R19-3-309
- Rulemaking Action
New Section
2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):
Authorizing statute: A.R.S. § 5-504(B)
Implementing statute: None listed
3. The name and address of agency personnel with whom persons may communicate regarding the rule:
Name: Ralph W.E. Decker, Executive Director
Address: Arizona State Lottery Commission
4740 East University
Phoenix, Arizona 85034
Telephone: (602) 921-4400
4. An explanation of the rule, including the agency's reasons for initiating the rule:
R19-3-309 sets forth provisions unique to the conduct of the Arizona Lottery's instant games. The provisions of this rule are necessary to implement the requirements of A.R.S. § 5-504(B) which have not been specified generically in R19-3-301. The unique provisions described in these rules are the nature and location of play symbols, the ticket number, the validation code, the prize denominations, and the method of selecting a winning ticket.
5. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:
Not applicable.
6. The preliminary summary of the economic, small business, and consumer impact:
These games will provide our players with a larger variety of instant games with a potential increase in sales. The only impact these rules have upon Lottery retailers is to specify how they determine if a ticket is a winning ticket and, if so, the prize amount.
7. The name and address of agency personnel with whom persons may communicate regarding the accuracy of the economic, small business, and consumer impact statement:
Name: Ralph W.E. Decker, Executive Director
Address: Arizona State Lottery Commission
4740 East University Drive
Phoenix, Arizona 85034
Telephone: (602) 921-4400
8. The time, place, and nature of the proceedings for the adoption, amendment, or repeal of the rule; or, if no proceeding is scheduled, where, when, and how persons may request an oral proceeding on the proposed rule:
Date: November 17, 1995
Time: 10 a.m.
Location: Arizona State Lottery Commission
4740 East University Drive
Phoenix, Arizona
Nature: Public and Commission Meeting
9. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:
The close of record for written comments is 5 p.m. on November 16, 1995.
The close of record for oral comments is at the close of the open meeting on November 17, 1995.

Arizona Administrative Register
Notices of Proposed Rulemaking

10. Incorporations by reference and their location in the rules:
Not applicable.
11. The full text of the rules follows:

TITLE 19. ALCOHOL, HORSE AND DOG RACING, LOTTERY, AND GAMING
CHAPTER 3. ARIZONA STATE LOTTERY COMMISSION

ARTICLE 3. INSTANT LOTTERY GAMES

Section

R19-3-309. Diamond Bucks

ARTICLE 3. INSTANT LOTTERY GAMES

R19-3-309. "Diamond Bucks"

A. In the latex play area located on the right side of the ticket, three play symbols appear in a vertical row with YOUR SCORE printed above and are one of the following: "1", "2", "3", "4", "5", "6", "7", "8", "9", and "10" with confirming captions. Three play symbols appear in a vertical row with THEIR SCORE printed above and are one of the following: "0", "1", "2", "3", "4", "5", "6", "7", "8", or "9" with confirming captions.

B. The play symbol captions correspond with and verify the play symbols as follows:

Play Symbol	Caption
1	ONE
2	TWO
3	THR
4	FOR
5	FIV
6	SIX
7	SVN
8	EGT
9	NIN
10	TEN

C. Three prize symbols appear in a vertical row with PRIZE printed above and are one of the following: "\$1", "\$2", "\$3", "\$9", "\$18", "\$27", "\$300", "\$600", or "\$900" with confirming captions.

D. Prize symbol captions correspond with and verify each of the prize symbols as follows:

Prize Symbol	Caption
\$1	ONEDOL
\$2	TWODOL
\$3	THRDOL
\$9	NINEDOL
\$18	EGNDOL
\$27	TYSDOL
\$300	THRHUND
\$600	SIXHUND
\$900	NINHUND

E. One prize symbol appears directly under the play area with BONUS BOX printed above and is one of the following: "ENTRY", "JERSEY", "BAT", "BASEBALL", or "TRY AGAIN".

F. A pack-ticket number beginning with 600001 is located in the lower-left portion on the back of the ticket.

G. The retailer-validation code verifies instant winners of "\$1", "\$2", "\$3", "\$9", "\$18", "\$27", or "\$300":

\$1	=	ONE
\$2	=	TWO
\$3	=	THR
\$9	=	NIN
\$18	=	EGN
\$27	=	TYS
\$300	=	TRN

H. A prize winner in the "DIAMOND BUCKS" instant game is determined by removing the latex from the play area on the front of the ticket to determine the two play symbols and prize symbol identified as Game One, the two play symbols and prize symbol identified as Game Two, the two play symbols and prize symbol identified as Game Three, and one play symbol identified as BONUS BOX. Neither the retailer-validation code (or any portion thereof), the pack-ticket number (or any portion thereof), nor the validation number (or any portion thereof), are play symbols and are not usable or playable as such. If the ticket holder's YOUR SCORE beats THEIR SCORE in either Game One, Game Two, or Game Three, he or she wins the prize shown for that game. There may be three winning games on a ticket. If the ticket reveals "JERSEY", "BAT", or "BASEBALL" play symbol in the BONUS BOX, he or she wins that prize. If the ticket reveals "ENTRY" in the BONUS BOX, he or she may submit that ticket to the Lottery for entry into a second-chance drawing to attend a Fantasy Baseball Camp. The prizes are as follows:

\$1	=	\$1 (one dollar) or
\$2	=	\$2 (two dollars) or
\$1+\$1	=	\$2 (two dollars) or
\$3	=	\$3 (three dollars) or
\$1+\$2	=	\$3 (three dollars) or
\$1+\$1+\$1	=	\$3 (three dollars) or
\$9	=	\$9 (nine dollars) or
\$3+\$3+\$3	=	\$9 (nine dollars) or
\$18	=	\$18 (eighteen dollars) or
\$9+\$9	=	\$18 (eighteen dollars) or
\$27	=	\$27 (twenty-seven dollars) or
\$9+\$9+\$9	=	\$27 (twenty-seven dollars) or
\$300	=	\$300 (three hundred dollars) or
\$600	=	\$600 (six hundred dollars) or
\$300+\$300	=	\$600 (six hundred dollars) or
\$900	=	\$900 (nine hundred dollars) or
\$300+\$300+\$300	=	\$900 (nine hundred dollars) or
JERSEY	=	baseball jersey or
BAT	=	baseball bat or
BASEBALL	=	baseball or
ENTRY	=	drawing entry